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PTO/SB/21 (05-03) Approved for use through 04/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE rwork Reduction Act of 1995, no persons are required to respond t of information unless it displays a valid OMB co. Application Number 09/769,136 **TRANSMITTAL** Filing Date January 25, 2001 **FORM** First Named Inventor Spencer A. Rathus Art Unit (to be used for all correspondence after initial filing) 2876 Examiner Name Le, Thien Minh Attorney Docket Number 37 660-016 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to Group V Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) Terminal Disclaimer Identify below): Extension of Time Request 1. Return Receipt Postcard Request for Refund Express Abandonment Request 2. Response to Notice of Nor Amendment CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm John W. Oliyo, Jr., Esq. - Ward & Olivo Individual name Signature Date 200

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Spencer A. Rathus et al.

Serial No.: 09/769,136

Group Art Unit: 2876

Filed: January 25, 2001

Examiner: Le, Thien Minh

For: METHOD AND APPARATUS

Atty. Doc. No.: 660-016

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10 RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

S I R:

In response to the June 11, 2003 Notice of Ron-Compliant Amendment in the above mentioned case, Applicants submit the following revised amendment listing all pending claims. No new matter has been added.

Respectfully submitted,

Date: 100 23 2003

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#### PATENT

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### AMENDMENT

S I R:

In response to the February 28, 2003 Office Action in r**A**juest the above mentioned case, Applicants respectfully reconsideration in view of the following amendment remarks.

15 remarks.